



Emeryville City Hall
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CITY OF EMERYVILLE

ACTION MINUTES

Special Closed Session

Members:

Mayor Christian R. Patz
Vice Mayor Dianne Martinez
Council Member John J. Bauters
Council Member Scott Donahue
Council Member Ally Medina

City Council / Management of Emeryville Services Authority

--AMENDED--

Tuesday, September 1, 2020

5:45 PM

Teleconference

1. CALL TO ORDER

The meeting was called to order at 5:45 p.m. The Mayor read aloud a statement announcing that the meeting was being conducted by teleconference pursuant to the Brown Act waivers provided for under the Governor's Executive Order in response to the COVID-19 State of Emergency.

2. ROLL CALL

Present: 5 - Mayor Christian R. Patz
Vice Mayor Dianne Martinez
Council Member John J. Bauters
Council Member Scott Donahue
Council Member Ally Medina

3. EX PARTE COMMUNICATIONS

No ex parte communications were reported.

4. PUBLIC COMMENT (on Closed Session Items)

There were no comments made.

5. CLOSED SESSION - CITY OF EMERYVILLE

5.1. *CONFERENCE WITH REAL PROPERTY NEGOTIATOR, pursuant to Government Code Section 54956.8*

5.1.1. [ID-2020-397](#)

Property: 4060 Hollis Street (APN 049-0618-004-00)
City Hall Parking Lot (APNs 049-0618-002-02, 049-0618-003-00, 049-0618-029-00)
City Hall Parcel (APN 049-618-001, 049-618-002)
Agency Negotiators: Christine Daniel, City Manager; Michael Guina, City Attorney.

Negotiating Parties: City of Emeryville and Orton Development, Inc., and Besler Building Owners Association.

Under Negotiations: Direction regarding price and terms of real estate negotiations.

An update was provided and direction given.

5.2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION, Pursuant to Government Code Section 54956.9(a):

5.2.1. [ID-2020-417](#) State of California ex rel. OnTheGo Wireless, LLC v. Cellco Partnership d/b/a Verizon Wireless, et al

Sacramento Superior Court Case No. 34-2012-00127517

An update was provided and direction given.

6. CLOSED SESSION - CITY OF EMERYVILLE / MANAGEMENT OF EMERYVILLE SERVICES AUTHORITY

6.1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION, pursuant to Government Code Section 54957:

6.1.1. [ID-2020-420](#) Title: City Manager

No action was taken.

6.1.2. [ID-2020-419](#) Title: City Attorney

No action was taken.

6. REPORTING OUT OF CLOSED SESSION

Assistant City Attorney Visveshwara reported out of Closed Session Items 5.1.1 and 5.2.1. Mayor Patz reported out of Closed Session Items 6.1.1 and 6.1.2.

7. ADJOURNMENT

The meeting adjourned at 6:25 p.m.

I HEREBY CERTIFY that the foregoing minutes were duly and regularly adopted at a regular meeting of the Emeryville City Council

/Sheri Hartz/

Sheri Hartz, City Clerk